



General Assembly

Substitute Bill No. 5643

February Session, 2004

* _____ HB05643APP _____ 041404 _____ *

**AN ACT CONCERNING A MARINE PROTECTION AREA AND THE
RECOMMENDATIONS OF THE LONG ISLAND SOUND TASK FORCE.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2004*) Not later than July 1,
2 2006, the Commissioner of Environmental Protection shall adopt
3 regulations, in accordance with the provisions of chapter 54 of the
4 general statutes, to establish a marine protection area in Long Island
5 Sound to protect the ecological, recreational, educational and aesthetic
6 qualities of the sound. Such regulations shall include, but not be
7 limited to, (1) the boundaries of such protection area, as described in
8 terms of latitude and longitude, and (2) prohibitions of certain utility
9 facilities that would damage, diminish, degrade, impair, destroy or
10 otherwise harm such protection area.

11 Sec. 2. Section 18 of public act 03-140 is repealed and the following is
12 substituted in lieu thereof (*Effective July 1, 2004*):

13 Not later than December 1, 2004, the Connecticut Energy Advisory
14 Board shall develop infrastructure criteria guidelines for the evaluation
15 process under subsection (f) of section 16a-7c, which guidelines shall
16 be consistent with state environmental policy, state economic
17 development policy, the state's policy regarding the restructuring of
18 the electric industry, as set forth in section 16-244, and the findings in
19 the comprehensive energy plan prepared pursuant to section 16a-7a,
20 and shall include, but not be limited to, the following: (1)

21 Environmental preference standards; (2) efficiency standards,
 22 including, but not limited to, efficiency standards for transmission,
 23 generation and demand-side management; (3) generation preference
 24 standards; (4) electric capacity, use trends and forecasted resource
 25 needs; (5) natural gas capacity, use trends and forecasted resource
 26 needs; and (6) national and regional reliability criteria applicable to the
 27 regional bulk power grid, as determined in consultation with the
 28 regional independent system operator, as defined in section 16-1, as
 29 amended. In developing environmental preference standards, the
 30 board shall consider the recommendations and findings of the task
 31 force established pursuant to section 25-157a, as amended, and
 32 Executive Order Number 26 of Governor John G. Rowland.

33 Sec. 3. (*Effective from passage*) The Connecticut Energy Advisory
 34 Board established pursuant to section 16a-3 of the general statutes, as
 35 amended, shall identify any data or information in addition to the
 36 findings of the task force established pursuant to section 25-157a of the
 37 general statutes, as amended, and Executive Order Number 26 of
 38 Governor John G. Rowland that would enhance the capability of state
 39 agencies having cognizance of matters relating to Long Island Sound
 40 to plan for, manage and evaluate future proposed uses of, and
 41 encroachments into, Long Island Sound bottomlands. Not later than
 42 January 1, 2005, the board shall submit a report of its findings and any
 43 legislative recommendations, in accordance with section 11-4a of the
 44 general statutes, to the joint standing committee of the General
 45 Assembly having cognizance of matters relating to the environment.

This act shall take effect as follows:	
Section 1	<i>October 1, 2004</i>
Sec. 2	<i>July 1, 2004</i>
Sec. 3	<i>from passage</i>

ENV *Joint Favorable Subst.*

APP *Joint Favorable*